



OFFICIAL GAZETTE

GOVERNMENT OF GOA

NOTE:—There is one Extraordinary and one Supplementary issues to the Official Gazetted Series I No. 45 dated 5-2-98 as follows:

- 1) Extraordinary dated 5-2-1998 from pages 843 to 868 regarding Notification from Department of Inland Waterways (Office of the Captain of Ports).
- 2) Supplement dated 5-2-1998 from pages 869 to 900 regarding Notification from Department of Elections (Office of the Chief Electoral Officer).

GOVERNMENT OF GOA

Department of Agriculture

Directorate of Agriculture

Notification

3/2/Hort/4/N.Act/97-98/D.Agro/131

In exercise of the powers conferred by sub-section (2) of section 1 of the Goa Fruit and Ornamental Plant Nurseries (Regulation) Act, 1995 (Goa Act 13 of 1997) (hereinafter called as the "said Act"), the Government of Goa hereby appoints the 15th day of February, 1998 as the date on which the said Act shall come into force.

By order and in the name of the Governor of Goa.

K. G. Sharma, Director of Agriculture & Ex-Officio Jt. Secretary.

Panaji, 2nd February, 1998.

Notification

3/2/Hort/4/N.Act/97-98/D. Agri/130

Whereas the draft of the Goa Fruit and Ornamental Plant Nurseries (Regulation) Rules, 1997, was published as required by sub-section (1) of section 21 of the Goa Fruit and Ornamental Plant Nurseries (Regulation) Act, 1995 (Goa Act 13 of 1997) at pages 543-546 of the Official Gazette, Series I, No. 30 dated 23-10-1997, under Notification No. 3/2/Hort/4/N. Act/97/D. Agri/425 dated 23-10-97, of the Department of Agriculture, inviting

suggestions/objections from the persons likely to be affected thereby before the expiry of 30 days from the date of publication of the said Notification in the Official Gazette.

And whereas the said Gazette was made available to the public on 23-10-97.

And whereas no suggestions or objections have been received from the public on the said draft by the Government.

Now, therefore, in exercise of the powers conferred by section 21 of the Goa Fruit and Ornamental Plant Nurseries (Regulation) Act, 1995 (Goa Act 13 of 1997), the Government of Goa hereby makes the following rules, namely:—

1. Short title and commencement. —(1) These rules may be called "the Goa Fruit and Ornamental Plant Nurseries (Regulation) Rules, 1998.

(2) They shall come into force on such date as the Government may, by notification in the Official Gazette, appoint.

2. Definitions. — In these rules, unless the context otherwise requires,—

(a) "Act" means the Goa Fruit and Ornamental Plant Nurseries (Regulation) Act, 1995 (Goa Act 13 of 1997);

(b) "Form" means the form appended to these rules;

(c) "Section" means a section of the Act;

(d) Words and phrases used but not defined in these rules shall have the same meaning as assigned to them in the Act.

3. Forms of application and licence fee therefore. — (1) Any owner of a fruit or ornamental plant nursery desiring to obtain a licence under section 4 of the Act, shall make an application in Form 'A' appended to these rules, in respect of each such nursery to the competent authority, accompanied by a licence fee of Rs. 1000/-, in respect of each such nursery.

(2) On receipt of an application in Form 'A', the competent authority shall inspect the nursery or cause the nursery to be inspected and on such inspection, or after considering the report of the inspection, if any, shall grant the licence

for a period of 5 years. A licence granted under section 5 of the Act shall be in Form 'B'.

4. *Validity of licence etc.*— (1) Subject to the provision of sub-section (4) of section 5 of the Act, every licence shall remain in force for a period of five years from the date of issue and may be renewed by making an application to the competent authority in Form 'C' appended to these rules together with a renewal fee of Rs. 1000/-.

(2) On receipt of an application in Form 'C', the competent authority shall inspect the nursery or cause the nursery to be inspected and on such inspection, or after considering the report of the inspection, if any, shall renew the licence for a period of five years.

5. *Rates charged to be exhibited.*— The owner of the fruit nursery shall exhibit at a prominent or conspicuous place in his nursery, the rates charged by him, for each of the nursery plant, sold by him.

6. *Registers.*— Every owner of a fruit nursery holding a licence under the Act, shall during the validity of licence maintain,—

(a) a register showing the name of the fruit plant/ornamental plant and its variety and a layout plan showing the position of every root stock, scion trees and mother plant, employed in raising the fruit/ornamental plant, in Form 'D' appended to these rules;

(b) a register, where the licensee obtains the seeds or cuttings from any plant in any other nursery in the State, for preparation of the plants in his nursery, in Form "E", appended to these rules;

(c) a register showing the details of all sales of fruits and ornamental plants made by him, in Form "F" appended to these rules.

7. *Manner of determination of age of fruit and ornamental plants.*— The age of the fruit and ornamental plants for the purpose of clause (g) of section 6 of the Act, shall be determined as follows:—

(a) in case of seedlings, from the date of sowing the seed;

(b) in case of rooted cuttings, from the date of planting the cuttings in the nursery bed;

(c) in case of a budded or grafted plant (age of root stock and of scion being indicated separately), the age of the root stock will be determined as in case of seedling and in case of scion from the date of performing the operation of grafting;

(d) in the case of layered plant, from the date of performing the operation of layering.

8. *Technical instructions by competent authority.*— The technical instructions about the manner of propagation of fruit plants for ensuring of their quality, will be issued by the competent

authority, in writing, and will be communicated to the licence holders by registered post. These will be operative for six months, after the date of issue of instructions or the date specified in the communication, whichever is earlier.

9. *From of label.*— The label to be affixed to the nursery plant shall be in Form 'G' appended to these rules.

10. *Fee for duplicate licence.*— The fee for the issue of a duplicate licence under the Act shall be Rs. 100/- (Rupees one hundred) only.

11. *Appeal.*— An appeal under section 12 of the Act, against any order of the competent authority shall be made to the appellate authority, in Form 'H' appended to these rules, within 90 days from the date of the order of the competent authority.

12. *Time for entry and inspection of fruit and ornamental nursery.*— The competent authority or any person authorised by it shall exercise the powers conferred by section 14 of the Act, between 7 a.m. to 8 p.m. on any day.

FORM 'A'

(See rule 3(1)

Application for licence under rule 3 of the Goa Fruit and Ornamental Plant Nurseries (Regulation) Rules, 1997

(1) Name of the Nursery:—

(2) Name and full address of the owner:—

(3) Exact location of the nursery:—

(a) Road:

(b) Ward:

(c) Town/Village:

(d) Taluka:

(e) District:

(4) Total area of the nursery including mother plants with survey numbers:—

(A) Details of the mother trees of scion:—

(a) Survey number and area:

(b) Kind of fruit plants/ornamental plants with variety:

(c) Age of fruit plant, source of mother plant:—

(In case information about source of mother plants is not available, their performance in respect of yield and quality of fruits before being used as mother plants).

(B) Details of mother plants of root stock:—

(a) Survey number and area:

(b) Kind and variety of root stock:

(c) Number of plants:

FORM 'B'

(d) Age of plants:

[See rule 3(2)]

(e) Source of mother plants:

(If root stock plants are not his own, particulars of the source from which they will be obtained should be given).

(c) Number of grafted, budded or rooted cuttings with the details of varieties of each fruit/ornamental crop, the applicant wants to produce every year.

Name of the fruit/ornamental	Variety	Method of propagation	No. of plants to be propagated
(1)	(2)	(3)	(4)

Book No.

Licence No;
Date of Issue:
Valid upto:

Licence for conducting or carrying on business of Nursery in the State of Goa

Licence is hereby granted to Shri of with effect from the date of 19 to conduct or carry on the business of the fruit/ornamental plants nursery at (her specify location of the nursery) (hereinafter referred to as "the licensed premises") in the State, subject to the provisions of the Goa Fruit and Ornamental Plant Nurseries (Regulation) Act, 1995 (Goa Act 13 of 1997), on the following terms and conditions.

Name of the fruit/ornamental plant nursery	Location of the fruit/ornamental plant nursery	Total area fruit/ornamental nursery	Name/Variety of the fruit/ornamental plants in the regular course of business to be propagated & sold under this licence
(1)	(2)	(3)	(4)

(5) How long has the applicant been in the nursery business:—

(If so, the number of fruit/ornamental plants produced and sold each year, during last two years may be given separately for each variety).

(6) Details of the equipment available for control of insects, pests and plant diseases:—

(7) Particulars of the licence fee paid:—

(8) Declaration:—

(a) I hereby declare that the information given above is true to the best of my knowledge and belief.

(b) I have read the Act and Rules made thereunder and undertake to fulfill all the conditions prescribed in the Act and Rules as may be amended from time to time.

(c) I undertake to sell only quality plants at reasonable price.

(d) I undertake to plant the required mother plants of scion and root stocks that are at present not available in my nursery, in the next planting season.

Place:

Dated: Signature of applicant

Name:

Place:

Dated: Signature of the competent authority

Designation

Terms and conditions of the Licence

- (1) This licence shall be displayed in a prominent and conspicuous place in the licensed premises.
- (2) The licensee shall comply with the provisions of the Goa Fruits and Ornamental Plant Nurseries (Regulation) Act, 1995 (Goa Act 13 of 1997) and the rules made thereunder from time to time.
- (3) The licensee shall not keep in the licensed premises any fruit/ornamental plants other than those in respect of which this licence has been granted under the Goa Fruit and Ornamental Plant Nurseries (Regulation) Act, 1995 (Goa Act 13 of 1997) and rules framed thereunder.

The licensee shall report from time to time to the competent authority, any change in location of fruit nursery where he sells the fruit/ornamental plants.

FORM 'C'

[See rule 4(1)]

Form of application for renewal of the licence under the
Goa Fruit and Ornamental Plant Nurseries
(Regulation) Rules, 1997

To,
The Director of Agriculture,
Government of Goa,
Panaji Goa.

I/We hereby apply for the renewal of licence to carry on the business of production and sale of fruit/ornamental plants under the name of

The original licence was granted by the Director of Agriculture under No. for a period of five years which expires on

(1) Total area of nursery including mother plants with Survey No.

Details of mother trees:

- (a) Survey Number and Area:
- (b) Kind of fruit/ornamental plant with variety:
- (c) Number of fruit plant/ornamental plant:
- (d) Age of fruit plants, source of mother plants. In case information about source of mother plants is not available, their performance in respect of yield and quality of fruit before being used as mother plant.
- (2) Number of grafted, budded or rooted cuttings with the details of the varieties of each fruit/ornamental plants, the applicant wants to produce every year.

Name of the fruit/ ornamental plant	Method of propagation	No. of fruit/ ornamental plants to be propagated
(1)	(2)	(3)

(5) Amount of Rs. 1000/-, being the fee for renewal of the licence, is being remitted herewith by Demand Draft/Cash.

Declaration:

- (1) I hereby declare that the information given above is true to the best of my knowledge and belief.
- (2) I have read the Act and rules made thereunder, and undertake to fulfill all the conditions prescribed in the Act and rules and that may be laid down by the competent authority under the provisions of the Act and rules.
- (3) I undertake to sell only the quality plants at reasonable price.

Date:

Signature of the Applicant

Place:

Name:

Address:

FORM 'D'

[See rule 6(a)]

Register showing source of mother plants used for propagation of fruit/ornamental plants

Location with Survey No. mother plant nursery from which plants are used for propagation	Name and variety of fruit/ornamental plants		Number assigned to the mother plant	
	Rootstock	Scion	Rootstock	Scion
(1)	(2)	(3)	(4)	(5)

FORM 'E'

[See rule 6(b)]

Register showing the fruit/ornamental plants raised and ready for sale

Name and variety of fruit/ornamental plants	Number assigned to mother tree in the nursery		Number of plants raised	Number of plants ready for sale for transportation
	Rootstock	Scion		
(1)	(2)	(3)	(4)	(5)

FORM 'F'

[See rule 6(c)]

Register of sale of fruit/ornamental plant

Date of sale	Name and Address of the person to whom plants are sold	Source of plants produced for sale		Rate at which sold	Remarks
		Assigned root stock number	Assigned scion number		
(1)	(2)	(3)	(4)	(5)	

1. *Short title, application and commencement.*— (1) These rules may be called the Government of Goa, Goa College of Pharmacy, Group 'C' Non-Gazetted, Non-Ministerial, Recruitment Rules, 1998.

(2) They shall apply to the posts specified in column (1) of the Schedule to these rules (hereinafter called as the "said Schedule").

(3) They shall come into force from the date of their publication in the Official Gazette.

2. *Number, classification and scales of pay.*— The number of posts, classification of the said posts and scales of pay attached thereto shall be as specified in columns (2) to (4) of the said Schedule:

Provided that the Government may vary the number of posts in column (2) of the said Schedule from time to time subject to exigencies of work.

FORM 'G'

[See rule 9)

Label

Name and address of the Nursery:

Age:

Rootstock:

Scion:

By order and in the name of the Governor of Goa.

K. G. Sharma, Director of Agriculture & Ex-Officio Jt. Secretary.

Panaji, 2nd February, 1998.

Department of Personnel

Notification

1/17/74-PER(Vol. III) (Pt.)

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, and in supersession of the existing Recruitment Rules for the relevant posts, the Governor of Goa hereby makes the following rules to regulate the recruitment to the Goa General Service, Group 'C', Non-Gazetted, Non-Ministerial post in the Goa College of Pharmacy, namely:—

3. *Method of recruitment, age limit and other qualifications.*— The method of recruitment to the said posts, age limit, qualifications and other matters connected therewith shall be as specified in columns (5) to (13) of the said Schedule.

4. *Disqualification.*— No person who has entered into or contracted a marriage with a person having a spouse living or who, having a spouse living, has entered into or contracted a marriage with any person, shall be eligible for appointment to the service:

Provided that the Government may, if satisfied that such marriage is permissible under the personnel law applicable to such person and the other party to the marriage and that there are other grounds for so doing, exempt any person from the operation of this rule.

5. *Power to relax.*— Where the Government is of the opinion that it is necessary or expedient so to do, it may, by order, for reasons to be recorded in writing, relax any of the provision of these rules with respect to any class or category of persons.

6. *Saving.*— Nothing in these rules shall affect reservation, relaxation of age limit and other concessions required to be provided for scheduled castes, and other special categories of persons in accordance with the orders issued by the Government from time to time in that regard.

By order and in the name of the Governor of Goa.

S. S. Keshkamat, Joint Secretary (Personnel).

Panaji, 15th January, 1998.

SCHEDULE

Name/ /Designa- tion of post	Number of posts	Classification	Scale of pay	Whether selec- tion post or non - selec- tion post	Age limit for direct recruits	Whether the benefit of added years of service is admissible under Rule 30 of CCS (Pen- sion) Rules, 1972	Educational and other qualifications required for direct recruits	Whether age & educational qualifications prescribed for the direct recruits will apply in the case of promoted	Period of probation, if any	Method of recruitment, whether by direct recruitment or by promotion or by deputation/ /transfer/contract	In case of recruit- ment by promotion/ /deputation/transfer, grades from which promotion/ /deputation/transfer is to be made	If a D. P. C. exists, what is its composition	Circumstances in which Goa Public Service Commission is to be consulted in making recruitment
1	2	3	4	5	6	6(a)	7	8	9	10	11	12	13
Instruc- tor in Physical Educa- tion: Subject Non- to Gazet- varia- tion Non- depend- -Minis- -dent on terial work- post. load.	One (1998)	Group 'C'	Rs. 1400- -40- -1600- -50- -2300- -EB- -60- -2600.	Selec- tion	Not exceeding 35 years (Relaxable for Govern- ment servants in accordance with the orders or instructions issued by the Govern- ment).	No	<i>Essential:</i> (1) Degree of recognised University or equiv- alent. (2) Degree in Physical Education of a recog- nised University. (3) Knowledge of Konkani. <i>Desirable:</i> (1) Experience/Participa- tion in Sports/Games. (2) Knowledge of Marathi.	No	Two years.	By direct re- cruitment fail- ing which by transfer on deputation.	<i>Transfer on deputation:</i> Officers under the Central/ State Government: (a) (i) holding analo- gous post on regular basis; or (ii) with 5 years regu- lar service in posts in the scale of Rs. 1200-2040 or equivalent. (b) Possessing the educational qual- ification & expe- rience prescri- bed for direct recruit in column (7).	Group 'C' D. P. C.	N. A.